Senate File 388 - Introduced

SENATE FILE 388

BY COMMITTEE ON STATE

GOVERNMENT

(SUCCESSOR TO SSB 1126)

A BILL FOR

- 1 An Act relating to energy conservation requirements contained
- within the state building code or adopted by governmental
- 3 subdivisions, and including retroactive applicability
- 4 provisions.
- 5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

S.F. 388

- 1 Section 1. Section 103A.8A, Code 2017, is amended to read 2 as follows:
- 3 103A.8A Energy conservation requirements.
- 4 l. The state building code commissioner shall adopt as
- 5 a part of the state building code a requirement that new
- 6 single-family or two-family residential construction shall
- 7 comply with energy conservation requirements. The requirements
- 8 adopted by the commissioner shall be based upon a nationally
- 9 recognized standard or code for energy conservation. The
- 10 requirements shall only apply to single-family or two-family
- 11 residential construction commenced after the adoption of
- 12 the requirements. Notwithstanding any other provision
- 13 of this chapter to the contrary, the energy conservation
- 14 requirements adopted by the commissioner and approved by
- 15 the council shall apply to new single-family or two-family
- 16 residential construction commenced on or after July 1, 2008,
- 17 and shall supersede and replace any minimum requirements for
- 18 energy conservation adopted or enacted by a governmental
- 19 subdivision prior to that date applicable to such construction
- 20 to all single-family or two-family residential construction
- 21 commenced on or after July 1, 2010. The state building code
- 22 commissioner may provide training to builders, contractors, and
- 23 other interested persons on the adopted energy conservation
- 24 requirements.
- 25 2. If a governmental subdivision has adopted minimum
- 26 energy conservation requirements applicable to residential
- 27 construction described in subsection 1 that are not less
- 28 restrictive than the minimum energy conservation requirements
- 29 provided in the international energy conservation code, 2009
- 30 edition, then such residential construction shall comply
- 31 with the energy conservation requirements adopted by the
- 32 governmental subdivision in lieu of the energy conservation
- 33 requirements adopted by the commissioner.
- 34 Sec. 2. Section 103A.10, subsection 5, Code 2017, is amended
- 35 by striking the subsection.

- 1 Sec. 3. RETROACTIVE APPLICABILITY. This Act applies 2 retroactively to July 1, 2010.
- 3 EXPLANATION
- The inclusion of this explanation does not constitute agreement with the explanation's substance by the members of the general assembly.
- 6 This bill relates to energy conservation requirements
- 7 contained within the state building code or adopted by
- 8 governmental subdivisions.
- 9 Code chapter 103A requires new single-family or two-family
- 10 residential construction commenced on or after July 1, 2008,
- 11 to comply with energy conservation requirements adopted by
- 12 the state building code commissioner. "New construction", as
- 13 defined in the Code chapter, is expressly made inapplicable
- 14 to building renovations and repairs. The energy conservation
- 15 requirements adopted by the state building code commissioner
- 16 supersede and replace any minimum energy conservation
- 17 requirements adopted by a governmental subdivision.
- 18 The bill amends Code section 103A.8A to provide that all
- 19 single-family or two-family residential construction on or
- 20 after July 1, 2010, shall comply with the energy conservation
- 21 requirements, extending the requirements to existing residence
- 22 renovations and repairs.
- 23 The bill removes the language from Code section 103A.8A that
- 24 provides that the energy conservation requirements adopted
- 25 by the state building code commissioner are to supersede any
- 26 minimum requirements adopted by a governmental subdivision.
- 27 The bill makes conforming changes consistent with this
- 28 modification by striking Code section 103A.10(5).
- 29 The bill provides that if a governmental subdivision adopts
- 30 minimum energy conservation requirements that are not less
- 31 restrictive than the 2009 edition of the international energy
- 32 conservation code, then applicable residential construction
- 33 must comply with the energy conservation requirements
- 34 adopted by the governmental subdivision in lieu of the energy
- 35 conservation requirements adopted by the commissioner.

1 The bill applies retroactively to July 1, 2010.